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Attorneys for Defendants Merrill Lynch & Co., Inc. and 222 Broadway, LLC

| UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK | v |
|---|--|
| IN RE WORLD TRADE CENTER LOWER MANHATTAN DISASTER SITE LITIGATION | : : 21 MC 102 (AKH) |
| AQUILES YAGUANA, | : X : 07-CV-4525-AKH : |
| Plaintiff, - against - 222 BROADWAY LLC <i>et al.</i> , | : NOTICE OF ADOPTION OF ANSWER TO MASTER COMPLAINT BY MERRILL LYNCH AND 222 BROADWAY |
| Defendants | |

PLEASE TAKE NOTICE THAT Defendants Merrill Lynch & Co., Inc. ("Merrill Lynch") and 222 Broadway, LLC ("222 Broadway"), as and for their responses to the allegations set forth in the Complaint by Adoption (Check-Off Complaint) Related to the Master Complaint filed in the above-referenced action, hereby adopt their respective Answers to Master Complaint, both dated August 3, 2007, which were filed in the matter of *In re World Trade Center Lower Manhattan Disaster Site Litigation*, 21 MC 102 (AKH).

WHEREFORE, Merrill Lynch and 222 Broadway demand judgment dismissing the above-captioned action as against them, together with their costs and disbursements and for such other and further relief as this Court deems just and proper.

Dated: New York, New York September 14, 2007 DICKSTEIN SHAPIRO LLP

/s/ Judith R. Cohen_

By: Robert J. Higgins (RH-6477)
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MERRILL LYNCH & CO., INC. and

222 BROADWAY, LLC